IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

WEDNESDAY, THE 28TH FEBRUARY 2007 / 9TH PHALGUNA 1928

WP(C).No. 3073 of 2007(N)

PETITIONER:

ALL KERALA GOVT. CONTRACTOR'S ASSOCIATION, THIRUVANANTHAPURAM DISTRICT COMMITTEE, BAKERY JUNCTION, THIRUVANANTHAPURAM, REPRESENTED BY ITS GENERAL SECRETARY, RAJASEKHARAN NAIR.

BY ADV. SRI.M.A.FIROZ
SRI.SERGI JOSEPH THOMAS
SRI.GEORGE MECHERIL

RESPONDENTS:
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1. **THE STATE OF KERALA, REPRESENTED BY ITS SECRETARY TO GOVERNMENT, WATER RESOURCES DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM.**

2. **THE CHIEF ENGINEER, IRRIGATION AND ADMINISTRATION, THIRUVANANTHAPURAM.**

3. **THE SUPDT. ENGINEER, IRRIGATION SOUTH CIRCLE, THIRUVANANTHAPURAM.**

***ADDL.R4 TO R6 ARE IMPLEADED:**

R4. G.VIDHYADHARAN, AGED 55 YEARS, S/O.GOVINDA PANICKER, KALPAKAVADI, BALARAMAPURAM, THIRUVANANTHAPURAM.

....2/-

R5. K.VIJAYAN, AGED 49 YEARS,
S/O.KARUNAKARAN, VIJAYA BHAVAN,
MENAMKULAM, KAZHAKUTTAM,
THIRUVANANTHAPURAM.

R6. T.VINOD KUMAR, AGED 38 YEARS,
VINOD BHAVAN, POONTHI ROAD,
KUMARAPURAM, THIRUVANANTHAPURAM.

(ADDL.R4 TO R6 ARE IMPLEADED AS PER ORDER DTD. 28/02/2007
IN I.A.NO.1863/2007)

BY ADV. SRI.C.S.MANU
SRI.S.K.PREMRAJ
SRI.ANOOP JOSEPH
SRI.ANOOP V.NAIR
SRI.ABHILASH AKBAR
SRI.V.PHILIP MATHEW
BY GOVERNMENT PLEADER SMT. ANU SIVARAMAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 28/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC.NO.3073/2007 N

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: COPY OF THE TENDER NOTIFICATION NO.D3.3568/04/ISC DTD. 16/11/2006.

EXT.P2: COPY OF REPRESENTATION DTD. 12/01/2007 SUBMITTED TO THE CHIEF ENGINEER.

EXT.P3: COPY OF THE COMMUNICATION NO.D6.429 (A)/06/ISC DTD. 19/01/2007 OF THE SUPDT. ENGINEER.

EXT.P4: COPY OF THE APPLICATION DTD. 22/01/2007 SUBMITTED BY THE PETITIONER TO THE 3RD RESPONDENT.

3RD RESPONDENT'S EXHIBITS:

EXT.R3(A): COPY OF THE LETTER DTD. 12/01/2007.

EXT.R3(B): COPY OF THE LR. DTD. 12/01/2007 FROM GENERAL SECRETARY P. MOHANKUMAR.

EXT.R3(C): COPY OF THE NO.D6-429(A)/06/ISC DTD. 19/01/2007.

EXT.R3(D): COPY OF REPRESENTATION DTD. 22/06/2006.

/TRUE COPY/

Kss

THOTTATHIL B.RADHAKRISHNAN, J

W.P(C).No.3073 OF 2007

Dated this the 28th day of February, 2007

JUDGMENT

Even the persons who have been awarded contracts are members of the petitioner, the grievance of the petitioner is that the works have been awarded without appropriate advertisement and notification. Learned Government Pleader has filed a statement disclosing that there are sufficient publicity and good competition before the works were awarded. The petitioner is only an association and cannot by itself claim to be entitled to any such notice of the proceedings. Under such circumstances, I do not find any ground to issue any direction as sought for.

The writ petition fails, the same is accordingly dismissed.

THOTTATHIL B.RADHAKRISHNAN
Judge

kkb.